

JOURNAL OF THE HOUSE.

Thursday, December 23, 2004.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God of Goodness and Forgiveness, Christmas Day, a national holiday, is also a religious holiday on which Christians around the world observe and celebrate the birth of the Christ Child in Bethlehem. The spirit of joy and peace, giving and receiving, singing and remembering fills the air. A personal concern for the human and spiritual needs of others, a time for repairing broken friendships and to reflect is part of the celebrations. In this era of deadly terrorist attacks and political unrest around the globe, we are grateful for our countless blessings and for the freedom to express our religious faith, beliefs and practices at all times and in all places.

Prayer.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Messages from the Governor — Vetoes.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to creditable service for ambulance paramedics in the town of Billerica [see House, No. 4466, amended] (for message, see House, No. 5166) was filed in the Office of the Clerk on Wednesday, December 22.

*Billerica,
ambulance
paramedics.*

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting, the question being on passing the bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill authorizing the certification for appointment of Eric K. Gouck as a firefighter in the town of North Attleborough [see House, No. 4963] (for message, see House, No. 5167) was filed in the Office of the Clerk on Wednesday, December 22.

*Eric K.
Gouck.*

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting, the question being on passing the bill, notwithstanding the said objections.

Resolutions.

Sheldon's
Horse of
Continental Light
Dragoons.

Resolutions (filed with the Clerk by Mr. Humason of Westfield) recognizing Sheldon's Horse of Continental Light Dragoons and its present-day members for their preservation and portrayal of the unit's history, were referred, under Rule 85, to the committee on Rules.

Mrs. Harkins of Needham, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Falzone of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

Veterans
affairs,
study.

An Order (filed this day by Mr. Connolly of Everett) relative to reviving and continuing the special committee of the House established to make an investigation and study of veterans' affairs in the Commonwealth (House, No. 5164) was referred, under Rule 85, to the committee on Rules.

Mr. Scaccia of Boston, for said committee, then reported that the order ought to be adopted. Referred, under Rule 33, to the committee on Ways and Means.

Mr. Rogers of Norwood, for the said committee, reported that the order ought to be adopted.

Under suspension of Rule 42, on motion of Ms. Peisch of Wellesley, the order was considered forthwith; and it was adopted.

Papers from the Senate.

Wakefield,
retired police.

The engrossed Bill relative to the appointment of retired police officers in the town of Wakefield (see Senate, No. 2375), which had been returned to the Senate by His Excellency the Governor with recommendation of amendments (for message, see Senate, No. 2507), came from said branch with the endorsement that it had adopted said amendments in the following form:

In section 2, striking out the following: "section 99A or sections 100 and 111F" and inserting in place thereof the following: "or section 99A";

Striking out section 7 and inserting in place thereof the following section:

"SECTION 7. Special police officers appointed under this act shall be subject to section 100 and 111F of chapter 41 of the General Laws. The amount payable under said section 111F of said chapter 41 shall be calculated by averaging the amount earned over the prior 52 weeks as a special police officer working police details, or averaged over such lesser period of time for any officer designated as a special police officer less than 52 weeks prior to the incapacity. In no event shall payment under said section 111F of said chapter 41 exceed, in any calendar year, the limitation on earning contained in paragraph (b) of section 91 of chapter 32 of the General Laws. Payment under said section 111F of said chapter 41 shall terminate when a special police officer reaches the age of 65. If the age limitation applicable to regular police officers serving a town is increased

from 65 years of age, the termination of benefits under said section 111F of said chapter 41, as provided in this section for special police officers, shall terminate at such a higher age limit, but in no event shall the benefits extend beyond the age of 70 for any special police officer. Special police officers appointed under this act shall not be subject to section 85H of said chapter 32, nor eligible for any benefits pursuant thereto."; and

In section 8, striking out the second sentence.

Under suspension of Rule 35, on motion of Mr. Falzone of Saugus, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

The engrossed Bill establishing the Essex North Shore Agricultural and Technical School District (see Senate, No. 2419, amended), which had been returned to the Senate by His Excellency the Governor with recommendation of amendment (for message, see Senate, No. 2520), came from said branch with the endorsement that it had adopted said amendment in the following form:

Essex
Agricultural
School
District.

By striking out section 18 and inserting in place thereof the following section:

"SECTION 18. Section 1 and sections 6 to 17, inclusive, shall take effect following certification by the commissioner of education of the votes required by section 4, when the Essex North Shore Agricultural and Technical School District, established in section 6, becomes the successor agency to the Essex agricultural and technical high school and the North Shore Vocational Regional School. This certification by the commissioner shall occur not later than July 1, 2009."

Under suspension of Rule 35, on motion of Mr. Hill of Ipswich, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

The engrossed Bill relative to the appointment of special police officers in the city of Melrose (see Senate, No. 2452) came from the Senate with the following amendments:

Melrose,
police officers.

In section 2, striking out the following: "section 99A of chapter 41 of the General Laws or sections 100 and 111F of said" and inserting in place thereof the following: "or section 99A of";

Striking out section 7 and inserting in place thereof the following section:

"SECTION 7. Special police officers appointed under this act shall be subject to section 100 and 111F of chapter 41 of the General Laws. The amount payable under said section 111F of said chapter 41 shall be calculated by averaging the amount earned over the prior 52 weeks as a special police officer working police details, or averaged over such lesser period of time for any officer designated as a special police officer less than 52 weeks before the incapacity. In no event shall payment under said section 111F of said chapter 41 exceed, in any calendar year, the limitation on earning contained in paragraph (b) of section 91 of chapter 32 of the General Laws. Pay-

ment under said section 111F of said chapter 41 shall terminate when a special police officer reaches the age of 65. If the age limitation applicable to regular police officers serving a town is increased from 65 years of age, the termination of benefits under said section 111F of said chapter 41, as provided in this section for special police officers, shall terminate at such a higher age limit, but in no event shall the benefits extend beyond the age of 70 for any special police officer. Special police officers appointed under this act shall not be subject to section 85H of said chapter 32, nor eligible for any benefits pursuant thereto.”; and in section 8, striking out the second sentence.

Under suspension of Rule 35, on motion of Mr. Hill of Ipswich, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

Natural Resources and Agriculture committee, extension of time for reporting.

The House Order relative to granting until Tuesday, November 30, 2004, the time within which the committee on Natural Resources and Agriculture is authorized to report on current House documents numbered 5097 and 5106, relative to Thames River Valley and Cherry Valley Water District, respectively, came from the Senate with the endorsement that it had been adopted, in concurrence, with an amendment striking out the date “Tuesday, November 30, 2004” and inserting in place thereof the date “Monday, December 27, 2004”.

Under suspension of Rule 35, on motion of Mr. Spellane of Worcester, the amendment was considered forthwith; and it was adopted, in concurrence.

James E. Vesey, sick leave bank.

A Bill establishing a sick leave bank for James E. Vesey, an employee of the Trial Court (Senate, No. 2513, amended in lines 1 and 2, 4, 7 and 9, by striking out the words “Boston Municipal Court” and inserting in place thereof, in each instance, the words “trial court”, by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is forthwith to establish a sick leave bank for a certain employee of the trial court, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”; and by striking out the title and inserting in place thereof the following title: “An Act establishing a sick leave bank for James E. Vesey, an employee of the trial court.”) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Southbridge.

A Bill relative to the financial conditions in the town of Southbridge (Senate, No. 2518, amended in section 3, by inserting at the end of subsection (A) the following sentence: “The board shall exercise its powers and duties only so long as amounts borrowed or capitalized before June 30, 2005 under sections 1 and 2 remain outstanding.” and striking out the second sentence in subsection (B) (on Senate, No. 2512) [Local Approval Received], passed to be

engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Mr. Rogers of Norwood, for said committee, reported that the bill ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Festa of Melrose, the bill was read a second time forthwith; and it was ordered to a third reading.

A petition of Stanley C. Rosenberg and Stephen Kulik for legislation to establish a sick leave bank for an employee of the Department of Mental Retardation, Charlotte Russell, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Charlotte Russell, sick leave bank.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2522) was referred, in concurrence, to the committee on Public Service.

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to an inspection of the Old Colony Correctional Center, in the town of Bridgewater, was spread upon the records of the House; and returned to the Senate.

Old Colony Correctional Center, inspection.

Reports of Committees.

By Mr. Rogers of Norwood, for the committee on Ways and Means, on House, No. 4520, reported, in part, a Bill making appropriations for the fiscal year 2005 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5168) [Direct Appropriation: \$350,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Supplemental appropriations.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Rogers of Norwood, the bill was read a second and (having been reported by the committee on Bills in the Third Reading to be correctly drawn) a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill authorizing the county commissioners of the county of Norfolk to borrow money for the preparation of plans and specifications for renovation of and additions to the Presidents Golf Course Clubhouse at Norfolk’s County’s Wollaston Recreational Facility (House, No. 4044) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Norfolk County’s Wollaston Recreational Facility.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Timilty of Milton, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on further motion of the same members, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Pamela
Dempsey,
sick leave
bank.

By Mr. Koczera of New Bedford, for the committee on Public Service, on House, No. 5169, a Bill establishing a sick leave for a certain employee of the Department of Social Services (House, No. 5170). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Timilty of Milton, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Festa of Melrose, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read and third time; and it was passed to be engrossed, its title having been changed by said committee to read: "An Act establishing a sick leave for Pamela Dempsey, an employee of the Department of Social Services." Sent to the Senate for concurrence.

Vessel
safety.

By Mr. Scaccia of Boston, for the committee on Rules, on House No. 4572, reports, in part, a Bill relative to vessel safety (House, No. 5165). Read; and referred, under Rule 33D, to the committee on Homeland Security and Federal Affairs.

Mr. Nangle of Lowell for said committee, reported that the bill ought to pass. Referred, Under Rule 33, to the committee on Ways and Means.

Mr. Rogers of Norwood for said committee, reported that the bill ought to pass. Referred, Under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Timilty of Milton, the bill was read a second time forthwith; and it was ordered to a third reading.

Health plans,
licensure.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill relative to the licensure and accreditation of health plans (Senate, No. 2340) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Greene of Billerica, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill restricting the authority of the Holyoke Power and Electric Company and the Holyoke Water Power Company (Senate, No. 2509) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Holyoke
utilities,
authority.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Carron of Southbridge, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill authorizing the city of Watertown to make certain payments (printed as House, No. 3866) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Watertown,
retirement
benefits.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Rogers, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill (House, No. 5071) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Milford,
geriatric authority.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House, with an amendment previously recommended by the committee on Long-Term Debt and Capital Expenditures pending.

Under suspension of the Rule 7A, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Long-Term Debt and Capital Expenditures,— that the bill be amended by substitution of a Bill increasing the borrowing limit of the town of Milford for the funding of the Geriatric Authority of Milford (House, No. 5121),— was adopted; and the substituted bill was ordered to a third reading.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill providing for creditable service for certain teachers (House, No. 5131) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Winthrop,
teachers
retirement.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Honan of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill to decouple from federal production activity

Income tax
deduction.

deduction (printed in House, No. 5156) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

Regional
retirement
systems.

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning active and retired public employees and other related matters (House, No. 4303) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1580) of Paul Kujawski relative to allowance increases for retired member of regional retirement systems; and recommending that the same be recommitted to the committee on Public Service.

Under Rule 42, the report severally was considered forthwith; and it was accepted.

Subsequently Mr. Koczera of New Bedford, for said committee on Public Service, on the foregoing petition, reported a Bill relative to regional retirement systems (House, No. 1580). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Khan of Newton, the bill was read a second time forthwith; and it was ordered to a third reading.

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Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning active and retired public employees and other related matters (House, No. 4303) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1581) of Paul Kujawski relative to authorizing regional retirement boards to purchase and lease property; and recommending that the same be recommitted to the committee on Public Service.

Under Rule 42, the reports severally was considered forthwith; and it was accepted.

Subsequently Mr. Koczera of New Bedford, for said committee on Public Service, on the foregoing petition, reported a Bill relative to retirement systems (House, No. 1581). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Carron of Southbridge, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Koczera of New Bedford, for the committee on Public Service, on a petition, a Bill exempting certain positions in the town of Winthrop from civil service law (House, No. 5149). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Winthrop,
civil service.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Wolf of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the Senate Bill establishing the Massachusetts principal and income act (Senate, No. 962) be scheduled for consideration by the House, with an amendment recommended by the committee on Ways and Means pending.

Principal and
income act,
establish.

Under suspension of the Rule 7A, on motion of Mr. Honan of Boston, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Ways and Means,—that the bill be amended in section 3 (as inserted by the Senate committee on Bills in the Third Reading) by adding at the end thereof the following: “January 1, 2005.”—was adopted.

The bill (Senate, No. 962, amended) then was ordered to a third reading.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to civil service positions in the city of Northampton (Senate, No. 2441, amended) be scheduled for consideration by the House.

Northampton,
police.

Under suspension of the rules, on motion of Mr. Falzone of Saugus, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Shrewsbury to establish a certain fund (House, No. 4857) be scheduled for consideration by the House.

Shrewsbury,
funds.

Under suspension of Rule 7A, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Koutoujian of Waltham, for the committee on Health Care, that the recommended Bill relative to the registration of podiatrists (Senate, No. 671) ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5163. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Podiatrists,
registration.

Orders of the Day.

Senate bills

Third
reading
bills.

Authorizing the town of Orleans to issue bonds to create or preserve affordable housing (Senate, No. 2021);

Authorizing self-monitoring and treatment of students with diabetes (Senate, No. 2231);

Authorizing the town of Westborough to grant three additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2327) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the charter in the city of Peabody (Senate, No. 2492); and

Authorizing the town of Millbury to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2493);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

Third
reading
bill.

The Senate Bill relative to attorney's lien for fees (Senate, No. 2389), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments previously adopted by the House.

House bills

Third
reading
bills.

Relative to the transporting of persons in wheelchairs (House, No. 2650);

Authorizing the town of Brookline to issue pension obligation bonds (House, No. 4404);

Providing for recall elections in the town of Rowe (House, No. 4772);

Authorizing the city of Newton to establish income qualifications for a certain tax deferral program (House, No. 5119); and

Establishing a sick leave bank for Sean Glennon, an employee of the Trial Court of the Commonwealth (House, No. 5137);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Credit union oper-
ations.

The House Bill relative to the operation of credit unions (House, No. 484) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Quinn of Dartmouth moved that it be amended by striking out section 5; and in section 6, in lines 9, 10 and 11, by striking out the paragraph contained therein.

The amendments were adopted; and the bill (House, No. 484, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At a quarter after twelve o'clock noon, on motion of Mr. Cabral of New Bedford (Mr. Donato of Medford being in the Chair), the House recessed until half past twelve o'clock; and at twenty-two minutes before one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measures.

The engrossed Bill relative to compensation for certain erroneous felony convictions (see House, No. 4255, changed), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Felony
convictions.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 6 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill further preventing insurance fraud in the Commonwealth (see House, No. 4713, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Insurance
fraud.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 14 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill establishing a sick leave bank for Thomas McCabe, an employee of the Department of Correction (see House, No. 4794, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Thomas
McCabe,
sick leave
bank.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 9 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

John Pitts,
sick leave
bank.

The engrossed Bill establishing a sick leave bank for John Pitts, an employee of the Department of Youth Services (see House, No. 5092, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 10 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Supplemental
appropriations.

The engrossed Bill amending certain appropriation acts (see House, No. 5168), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 10 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Pamela
Dempsey,
sick leave
bank.

The engrossed Bill establishing a sick leave for Pamela Dempsey an employee of the Department of Social Services (see House, No. 5170), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bills.

Engrossed Bills

Bills
re-enacted.

Establishing the Essex North Shore Agricultural and Technical School district (see Senate, No. 2419, amended); and

Relative to the appointment of retired police officers in the town of Wakefield (see Senate, No. 2375, amended);

(Which severally originated in the Senate);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be re-enacted, in their amended form; and they were signed by the acting Speaker and sent to the Senate.

Engrossed bills

Relative to filling vacancies in the city council of the city of Quincy (see Senate, No. 2260);

Bills
enacted.

Authorizing the town of Randolph to establish a town charter (see Senate, No. 2393);

Relative to the establishment of a retained revenue account for the end of life care services commission (see Senate, No. 2412);

(Which severally originated in the Senate);

Providing greater consumer protection powers to the boards within the Division of Professional Licensure (see House, No. 5074, amended);

Designating a certain bridge in the town of Chelmsford as the Marine Lance Corporal Andrew J. Zabierek Memorial Bridge (see House, No. 5103); and

Authorizing the city of Newton to establish income qualifications for a certain tax deferral program (see House, No. 5119);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Recess.

At a quarter after one o'clock P.M., on motion of Mr. Timilty of Milton (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after two o'clock; and at half past two o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Paper from the Senate.

The engrossed Bill amending certain appropriation acts (see House, No. 5168) came from the Senate with an amendment striking out section 7 (as changed by the House committee on Bills in the Third Reading) and inserting in place thereof the following section:

Appropriation
acts, amend.

“SECTION 7. Item 7003-0702 of section 2 of chapter 352 of the acts of 2004 is hereby amended by striking out the figure ‘\$300,000’ and inserting in place thereof the following figure:— \$650,000.”

Under suspension of Rule 35, on motion of Mr. Peterson of Grafton, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Recess.

At a quarter before four o'clock P.M., on motion of Mr. Rush of Boston (Mr. Donato of Medford being in the Chair), the House

Recess.

recessed until four o'clock; and at a quarter after four o'clock the House was called to order with Mr. Donato in the Chair.

Emergency Measure.

Appropriation
acts, amend.

The engrossed Bill amending certain appropriation acts (see House, No. 5168), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 2 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-two minutes before five o'clock P.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.